

Naples City Council

July 22, 2021

Minutes

The regularly scheduled meeting of the Naples City Council was held July 22, 2021, 7:30 p.m., at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

DATE, TIME & PLACE OF MEETING

Council members attending were Dean Baker, Robert Hall, Gordon Kitchen, Dennis Long, Dan Olsen and Kenneth Reynolds.

COUNCIL MEMBERS ATTENDING

Others attending were Kelly Bentley, Sarah Gray, Stephanie Adams, Susan Nestler, Ray Nestler, Luke Lassiter, Tiffany Lassiter, Brooks Jones, Bret Reynolds, Troy Ostler, Fernando Rivera, Senator Ron Winterton, Ryan Cook, Andrew Cox, and Nikki Kay.

OTHERS ATTENDING

Mayor Dean Baker welcomed everyone and called the meeting to order at 7:30 p.m. Mayor Baker opened the meeting with the pledge of allegiance. Councilman Dennis Long offered the invocation.

OPENING CEREMONY

Mayor Baker asked for approval of the agenda. Councilman Kitchen stated he had one item under other matters. Robert Hall **moved** to approve the agenda with that addition. Dan Olsen **seconded** the motion. The motion passed with all voting aye.

AGENDA APPROVED

The minutes of the regular city council meeting of June 24, 2021 were presented for approval. Kenneth Reynolds **moved** to approve the minutes. Dennis Long **seconded** the motion. The motion passed with all in attendance voting in the affirmative.

MINUTES APPROVED

Mayor Baker asked if anyone had anything they wanted to follow up on from the previous meeting. Councilman Kitchen asked about the surplus policy as discussed at the last meeting, Nikki said she was not sure about that but would look into it.

FOLLOW UP ITEMS FROM PREVIOUS MEETING

Nikki Kay presented the bills for payment in the amount of \$27,266.52. Dennis Long **moved** to approve payment of the bills in the amount of \$27,266.52. Dan Olsen **seconded**

APPROVAL OF THE BILLS

the motion the motion passed with the following roll call vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

A business license application was received for **DSG-Dawson Silcox Guiding** located at 635 E. 1750 S. Council members received a memo from Mr. Peterson recommending this business for approval. It was noted this is a hunting guide business and the home would serve as an office for the business. Gordon Kitchen **moved** to approve the business license. Robert Hall **seconded** the motion. The motion passed with all voting in the affirmative.

BUSINESS LICENSE APPROVALS

A business license application was received for **Patriot Marine** located at 519 S 1500 E. This business was inspected and recommended for approval by Mr. Peterson. Dennis Long **moved** to approve the license. Kenneth Reynolds **seconded** the motion. The motion passed with all in attendance voting aye.

Ray and Susan Nestler came before the Council to see if anything could be done about the propane irrigation pump located just off of 1000 South. The Nestlers live in Spring Creek Pond Subdivision. Mr. Nestler stated the pump runs for two weeks and then is off for two weeks. He stated they have talked with Mr. Gurr, the owner of the pump, and he looked at putting in an electrical line to the pump but it was too expensive. Mr. Peterson had provided a scale of where the pump lies in relationship to nearby homes and the Nestler's subdivision. Chief Cox volunteered to use their sound meter to check it out. Mrs. Nestler said the sound reverberates and it is very difficult to enjoy being in their yard. She said they would just like to see if something could be placed or built around it to reduce the sound. Chief Cox said he would need the Nestler's to contact his department when the pump is running and they will check it out. Mrs. Nestler gave Council a sheet signed by other residents asking for the owner to dampen or eliminate the noise coming from the propane water pump off of 1000 South. No action was taken at this time.

CITIZEN NOISE COMPLAINT

Kelly Bentley and Sarah Gray came before the Council to provide information on an upcoming fund-raising event for Dr. Daniel Kwak, a local pediatrician, who suffered some catastrophic strokes due to complications from COVID. Ms. Bentley stated she is the chairperson for this event and turned the time over to Ms. Gray to highlight their event. Ms. Gray explained some of the health complications Dr. Kwak experienced after getting COVID. She said he is now wheelchair bound, suffering from blindness, and paralyzed on one side. Ms Gray also shared the great impact Dr. Kwak has had on this community because of his great knowledge, skills, and compassion. She said this event has been organized to bring the community together in sharing their appreciation for the great impact Dr. Kwak has had here and to raise money to help make his home wheelchair accessible and to help with medical expenses. Ms. Gray stated one of the activities at the fund raiser will be a dunk tank and she invited Mayor Baker to be one of the participants. Mayor Baker agreed to come and help out. Ms. Gray invited all the Council members to attend and thanked the Council for their time.

KIDS FOR KWAK FUNDRAISER

Chief Cox came before the Council to request approval to install lights back in the truck that Joshua Bake was driving when he left. Chief Cox explained that Mr. Bake had the lights removed on the police lease vehicle and now that they are getting a new officer he needs those lights installed. Chief Cox was given a quote of \$5,300.

PURCHASES AND EXPENDITURE APPROVALS

Chief Cox stated he would also need \$1,023 to purchase ammunition for the one new officer to take with him to the academy. Chief Cox explained he might have enough in his budget to cover the cost of ammo but not the installation of the lights. Council members discussed opening the budget and allocating extra funds in the police department. Gordon Kitchen **moved** to approve \$1,023 and \$5,381 for the cost if the ammo and the lights. Dan Olsen **seconded** the motion. The motion passed with the following roll call vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Chief Cox also asked for approval to send Officer Simper and Officer Lacy to attend UNOA training in Nevada. He said this

training is part of the agreement with being a part of the narcotics task force. The travel amount requested was \$1,410. Dan Olsen **moved** to authorize the expenditure. Robert Hall **seconded** the motion. The motion passed as follows:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Mayor Baker presented the Council with information regarding two trucks that AVW&S has for sale. The trucks are 2020 Chevrolet Silverados and the price to purchase would be \$33,047 each. Mayor Baker felt like this was a very good price and a good opportunity to purchase newer vehicles. He thought one could be used by the new City Manager and the other could be a spare for when needed and he could have a vehicle available to use when he travels for the CIB or UBAG meetings. Councilman Kitchen questioned the Mayor about wanting to build a vehicle fleet and why the City would need a spare truck. It was discussed that the City has the Grand Prix car and the building officials small pickup that both sit here at the office. Mayor Baker said the car doesn't have very many miles on it but he would not trust it to take it very far because of the year of it. Councilman Kitchen said he wanted time to think about this and he also wanted to know if the Council wanted to discuss surplus the other vehicles. Dan Olsen **moved** to table this discussion. Dennis Long **seconded** the motion. The motion passed with all voting aye.

Video Ad Promotion. Mayor Baker stated V6 Media had been in touch with Joshua Bake before he left about doing a video promotion for the 24th of July fireworks. Mayor Baker said he spoke with Mr. Foley of V6 Media and it was decided not to do the promotion this year because there was not enough time left to get everything properly put together. There was no action taken on this matter.

Chief Cox came before the Council to present his request to hire two new officers for his department. Chief Cox said they have interviewed for new officers and have selected one that will be coming from Vernal City and one that has been working at the jail for Uintah County. Chief Cox requested they bring Officer Kirkham on at \$26.61 with a probable

***APPROVAL TO HIRE IN
POLICE DEPARTMENT***

increase of 5% in six months which would put him at what he is currently making for Vernal City. He said it has been really hard to try and get officers for what is on the current pay scale.

Chief Cox said they would also like to bring Dalton Roth on board. He said Dalton comes to the department knowing all the computer programs and will be a big asset to the department. He recommended \$21.70 for Dalton for the first six months with a 5% increase after that. Councilman Kitchen said the pay scale currently has grades that match what is being offered, it would just be a matter of adjusting the officers a few cents to match what is on the scale. Councilman Kitchen said Chief Cox could bring them on and just match the salary to what is currently on the scale. Nikki Kay said they would be putting an officer with ten years experience on the scale at step thirteen and he would be maxed in two years. Councilman Kitchen said they can go back and readjust that in the future. It was discussed to bring Officer Kirkham on at \$26.64 so he would be at step thirteen in six months and Officer Roth at \$21.66 and he would be at step six in six months. Dan Olsen **moved** to approve the recommendation to hire these two officers. Robert Hall **seconded** the motion. The motion passed with the following roll call vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

A discussion to adjust the Naples City wage levels was put on the agenda in order to adjust for the new officers. It was not needed with the previous motion made.

DISCUSSION TO ADJUST WAGE LEVELS

Nikki Kay did want some clarification on wages for Ryan Cook and Szeth Simmons based on what was proposed by Joshua Bake with the budget discussions. It was agreed they would both be bumped to the wage just above where they currently are but placed on the scale according to their new positions and responsibilities. Mayor Baker asked for it to be in the form of a motion so it was covered. Robert Hall **moved** to approve those wage adjustments. Dan Olsen **seconded** the motion. The motion passed with the following vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Councilman Hall wanted the Council to know the Fire District lost one of their inspectors with the changes in the special service districts. He stated the District will continue to do new construction inspections but the periodic testing will now be charged to the different entities. He said this will be approximately fifty inspections per year at a cost of \$30 per inspection. This would be a cost of \$1,500 per year to the City. Nikki reminded Council members that Josh built \$5,000 into the fire department budget in case the City had to take over some of the costs for the SSD. No action was needed on this matter.

FIRE INSPECTION CHARGES

Ryan Cook came before the Council to talk about the decisions that were made regarding the 2000 East project. Ryan stated the project that was presented to UDOT for approval was curb and gutter with sidewalk on one side. He said the decision the Council made regarding the 5' shoulder on both sides does fulfill UDOT's requirement but did not feel it was the original intent in applying for the project. Ryan stated the statistics from the open house reflected five people wanting the 5' shoulders, nineteen people wanting 8' shoulders and two people wanting 10' shoulders. Ryan stated his recommendation would be, at a minimum, to go with the 8' shoulders and felt that would be the most beneficial for the City in the future. He said in the talks he had with UDOT and the comments he was receiving, he felt it would be best. Councilman Kitchen wanted to know if Ryan had anything in writing from UDOT stating they were opposed to what the City is doing. Ryan said he does not. Councilman Kitchen said that is all he wanted to know. Ryan said the City has met the minimum standard for what UDOT requires. Ryan said the question is whether or not the City has met what the original intent of the application was to provide. Ryan said as he has been talking with others and he felt like this warranted another discussion and there was more to be looked at. Ryan stated he has invited Chief Cox to ride with him down 2000 East and they have discussed parking and safety. Councilman Kitchen said if they don't like 5' on each side then do 8' and 3'. He said he has made his decision. Councilman Olsen wanted to know if they were still looking at the project from the aspect of child and pedestrian

UPDATE ON 2000 EAST ROAD ALIGNMENT

safety or are they are looking at it from the ease of snow removal. Councilman Olsen said his take away from one of the last meetings was they were not looking at the project from a safety standpoint any more. He said this is a safety project, are we still looking at safety, or is this a road improvement with no parking and no encroachment on property. Councilman Olsen said the City might have decided we aren't able to afford the sidewalks but are they still looking at the widths of the shoulders in terms of what is best for the safety of children. Ryan said he's heard a saying that says "distance buys you time and time buys you options." He said if you consider that, then the 8' foot shoulder buys you time and time buys you options. Councilman Olsen wanted to know how the 8' shoulder would impact private property owners. Troy Ostler and Bret Reynolds were in attendance and were able to bring up a map on the computer screen and show where those impacts would be. Mr. Ostler stated the City would be able to complete the same distance down the road with either 5' shoulders or 8' shoulders but the additional shoulder width would cut into the built in contingency expense. Council members also discussed the gulches and the additional attention they would need. As Council members were looking at the impact to property along 2000 East, Stephanie Adams pointed out that first responders would tell you they can 'work' in 5' shoulders but they are 'safe' in 8' shoulders. Mr. Ostler said they were asked to bring the additional information and unless they hear something different they will proceed as directed. Sarah Gray asked if they could look at doing a mix of shoulder widths, does it have to be all or nothing. Mr. Ostler said they could but it would be a matter of where they set the retaining walls along the gulches so they wouldn't have to come back later and re-do those. Mayor Baker said they might want to look at putting an overflow pipe in the gulches to catch an overflow because they couldn't really put new pipes in right now. Mayor Baker said he appreciates the discussion. No action was taken on this matter.

Mayor Baker asked to have the discussion regarding the trucks put back on the next agenda.

Councilman Kitchen said the Recreation District said the Splash Park will be open all day free of charge to the public for the 24th celebration. He also said the District placed a water moratorium in all the parks because of the drought and they didn't want to allow using the water for the bounce

***OTHER MATTERS -
FUTURE COUNCIL
MATTERS***

houses. Councilman Kitchen said he suggested trading a time period of our water shares for use of their water for the event. Council members had no problem with that.

Mayor Baker asked if anyone could help with the job interviews for the City Manager and the Administrative Assistant. Councilman Reynolds and Councilman Hall both stated they would help with those.

The Mayor and Council members all signed the Pledge of Ethical Behavior forms.

With no other business before the Council, Kenneth Reynolds **moved** to adjourn the meeting at 9:30 p.m. Dennis Long **seconded** the motion. The meeting was adjourned by all voting in favor of the motion.

MOTION TO ADJOURN

APPROVED BY COUNCIL ON THE 12th DAY OF AUGUST 2021

BY: _____

ATTEST: _____